

Berg, Elizabeth

From: Campbell Irving <cairving@coca-cola.com>
Sent: Tuesday, February 26, 2013 2:29 PM
To: Berg, Elizabeth
Subject: 104(e) Extension

Ms. Cox –

This is Campbell Irving at The Coca-Cola Company. I have been preparing our response to the EPA's 104(e) Request for Information regarding the Yosemite Creek Superfund Site. I have been in communication with Abhik Dutta, who has been very helpful. He graciously granted us an extension to this Thursday, the 28th. Unfortunately, we have had some critical former employees at our facility in question postpone interviews until next week and we have not yet received any nexus information regarding Coca-Cola's role in any actual or potential contaminations. Given these circumstances, we were wondering if we might be given an extension to March 15 whereby we can include all of the information available to us as well as address any potential causal nexus between our operations and the contaminations facing Yosemite Creek?

Thank you for your time and consideration

G. Campbell Irving

Staff Attorney, Corporate Global Marketing & Environmental Law

The Coca-Cola Company

P: 404-515-8009

C: 404-548-2773

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Berg, Elizabeth

From: Campbell Irving <cairving@coca-cola.com>
Sent: Friday, March 15, 2013 8:04 AM
To: DUTTA, ABHIK
Cc: Berg, Elizabeth
Subject: Coca-Cola 104(e) Response re: Yosemite Creek Superfund Site
Attachments: Coca-Cola 104(e) Response for Yosemite Creek Superfund Site.pdf

Mr. Dutta –

Attached is a PDF version of The Coca-Cola Company's Response to the 104(e) Request for Information on the Yosemite Creek Superfund Site. A certified copy of this document has been mailed to you along with a separate CD, which contains attached documents (Appendices B to O) referenced in the responses to the individual questions. Should you have any further questions or concerns, please feel free to contact me directly.

Thank you

G. Campbell Irving

Staff Attorney, Corporate Global Marketing & Environmental Law

The Coca-Cola Company

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Coca-Cola Refreshments
One Coca-Cola Plaza
Atlanta Georgia 30313

BY E-MAIL PDF AND CERTIFIED MAIL, RETURN RECEIPT REQUESTED

March 15, 2013

Abkih Dutta
Civil Investigator
U.S. EPA, Region 9
75 Hawthorne Street, SFD-7-5
San Francisco, California 94105

RE: Yosemite Creek Superfund Site, San Francisco, San Francisco County, California

Dear Mr. Dutta:

Coca-Cola Refreshments USA, Inc. ("CCR USA") is in receipt of your request for information, dated January 9, 2013, pursuant to the Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA"), as amended, 42 U.S.C. § 9601 et seq., and relating to the Yosemite Creek Superfund Site in San Francisco, California (the "Yosemite Creek Site" or the "Site"). This correspondence responds to that information request on behalf of "Coca-Cola USA, Inc."

Your information request was addressed to "Coca-Cola USA, Inc.," hereinafter referred to as "CCUSA." Until recently, CCUSA was a wholly-owned division of The Coca-Cola Company (the "Company"). In 2010, CCR USA was formed as a wholly-owned subsidiary of the Company and is responsible for North American operations. CCR USA's formation combined the business of CCUSA along with the North American operations of Coca-Cola Enterprises, Inc., an independent Coca-Cola bottling company now conducting business in Europe. As part of that restructuring, CCR USA became the successor-in-interest to CCUSA.

Your information request asked for responses to certain specific questions. Our responses to the same are attached as **Appendix A** to this correspondence. **All other appendices are included in a separate CD.**

In general response, CCR USA is a maker and marketer of non-alcoholic beverage products for human consumption. As part of that beverage manufacturing process, we operate a system of production facilities in the U.S. whereby we produce and distribute the syrups and other products that are then used to create our finished non-alcoholic beverages. The substances handled, used, transported, and/or generated at or from facilities producing and/or distributing our non-alcoholic beverage syrups and other products are mostly food-grade materials and typically do not qualify as hazardous substances.

Upon receipt of your information request, we conducted an internal investigation in order to appropriately respond to the same. That investigation included a search for relevant

Abhik Dutta, Civil Investigator
U.S. EPA, Region 9
March 15, 2013
Page 2

documents, as well as interviews with relevant current and former employees of CCR USA and CCUSA.

Your information request identified "Real Property located at 5800 3rd Street, San Francisco, California 94124" as being once owned by CCUSA. Our internal investigation included a title search and review of certain related internal historical information. We determined that The Coca-Cola Company did own the above-identified "Real Property" (hereinafter referred to as the "Property"). The Company acquired that Property through numerous transactions on January 17 and 18, 1938, and sold or divested the Property on June 30, 1998. Our investigation indicates that the Company did not utilize the Property until 1967, when its wholly-owned division CCUSA completed construction on an on-site non-alcoholic beverage syrup production facility (hereinafter referred to as the "Facility"). From 1938 until 1948, the Property sat idle when the United States Navy commandeered it through 1966 for use as barracks to house Navy personnel. After that, the above-referenced CCUSA Facility operated on the Property until 1996, when it was closed and eventually sold in 1998.

The information available to us regarding the specific operations conducted at or on the Property is very limited. But, as a "syrup plant," the CCUSA Facility on the Property would have produced non-alcoholic beverage products for human consumption utilizing food-grade, non-hazardous substances. If any hazardous substances were present or any hazardous wastes were generated on-site, the amount of the same typically would have been small in quantity. For example, wastewater generated at a "syrup plant" typically is not hazardous; and if for some reason it is, this usually is due to pH only which is neutralized prior to discharge. In addition, available information indicates that wastewater generated by the Facility on the Property was discharged to the local City of San Francisco sewer system and a publicly-owned treatment works, and not the Yosemite Creek Site. As noted above, the Facility located on the Property was not constructed and operational until 1967, which is after 1963 when local City sewer collection and treatment infrastructure was implemented.

To conclude, we wish to expressly note that we do not have any information indicating and to the best of our current knowledge: (i) none of the Company, CCR USA, or CCUSA disposed of or released any hazardous substances or hazardous wastes at or in the Yosemite Creek Superfund Site; (ii) none of the foregoing is a "potentially responsible party" or "PRP" at the Site; and (iii) none of the foregoing have any liability under CERCLA or otherwise at or relating to the Site. We also wish to reserve all available rights on behalf of the Company, CCR USA, and CCUSA.

Please do not hesitate to contact me per the below listed contact information if you have questions or if you wish to discuss anything. If we obtain any additional information regarding a potential link or nexus between the Company, CCR USA, or CCUSA and the Yosemite Creek Site, we will of course let you know.

Respectfully yours,


G. Campbell Irving
Staff Attorney, Environmental Law and Global Marketing

Abhik Dutta, Civil Investigator
U.S. EPA, Region 9
March 15, 2013
Page 3

Direct Dial: (404) 515-8009
E-Mail: cairving@coca-cola.com

Cc: Thanne Cox, Esq., U.S. EPA, Region 9
Vail Thorne, Esq.
Monica Howard Douglas, Esq.
Ben Garren, Esq.
Chris Steger, Esq.

APPENDIX A

**RESPONSES TO SPECIFIC INFORMATION REQUESTS
BY THE COCA-COLA COMPANY ON BEHALF OF
"COCA-COLA USA"**

37. State the full legal name, address, telephone number, position(s) held by, and tenure of the individual(s) answering any of these questions on behalf of The Coca-Cola Company, and/or any of its predecessors, subsidiaries, affiliated businesses or commercial enterprises, or successor companies concerning the facility and/or facilities formerly located at or near 5800 3rd Street, San Francisco, CA 9124 (the "Property"). Specifically, this Request seeks information concerning the ownership and operations of Coca-Cola USA ("CCUSA") at or near the Property.

Response: For the purposes of our internal investigation, and in particular on issues concerning the ownership and operations of CCUSA's syrup facility (the "Facility") at the Property, the following persons were consulted and/or interviewed:

Campbell Irving, Esq.
Staff Attorney, Environmental Law & Global Marketing
The Coca-Cola Company
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 515-8009

Vail T. Thorne, Esq.
Senior Environmental, Health & Safety Counsel
The Coca-Cola Company
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Lynne O'Brien
Director, Corporate Real Estate
The Coca-Cola Company
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Matthew Fanoe
Vice President, Real Estate
Coca-Cola Refreshments USA, Inc.
2500 Windy Ridge Parkway
Atlanta, Georgia 30339
(770) 989-3100

Tom Johnson
Director, Records & Information Management

Abhik Dutta, Civil Investigator
U.S. EPA, Region 9
March 15, 2013
Page 5

The Coca-Cola Company
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Matthew Monckton
Senior Manager, Information Access
The Coca-Cola Company
Coca-Cola Wildwood
Marietta, Georgia 30064
(770) 644-0295

Kevin Von Stein
Manager, Records Management
The Coca-Cola Company
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Shelli Stewart
SES Manager, Supply Chain
Coca-Cola Refreshments USA, Inc.
1650 South Vintage Avenue
Ontario, California 91761
(909) 975-5200

Bruce A. Karas
Vice President, Environment & Sustainability
Coca-Cola Refreshments USA, Inc.
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Jasmine Chang
Manager, Contractual Affairs
Coca-Cola Refreshments USA, Inc.
One Coca-Cola Plaza
Atlanta, Georgia 30313
(404) 676-2121

Walter Sweet
Former CCUSA Employee
(925) 240-1666

Donald D. Dyer
Former CCUSA Employee
(404) 325-1319

Abhik Dutta, Civil Investigator
U.S. EPA, Region 9
March 15, 2013
Page 6

38. Describe in detail The Coca-Cola Company's corporate or business relationship with Coca-Cola USA. Specifically, state whether The Coca-Cola Company is a successor to Coca-Cola USA or is otherwise affiliated with Coca-Cola USA in any way.

Response: Until recently, CCUSA was a wholly-owned division of The Coca-Cola Company (the "Company"). In 2010, Coca-Cola Refreshments USA, Inc. ("CCR USA") was formed as a wholly-owned subsidiary of the Company and is responsible for North American operations. CCR USA's formation combined the business of CCUSA along with the North American operations of Coca-Cola Enterprises, Inc., an independent Coca-Cola bottling company now conducting business in Europe. As part of that restructuring, CCR USA became the successor-in-interest to CCUSA.

39. State whether you and/or Coca-Cola USA are a current or previous owner of the Property or any portion thereof. If so, provide a copy of all deeds and other recorded instruments of conveyance evidencing ownership of the Property. As part of your response, identify the specific ownership dates for each entity you identify and specific street address and/ or assessor's parcel number (APN) of each location where you and/or Coca-Cola USA were a current or previous owner.

Response: U.S. EPA's information request identified "Real Property located at 5800 3rd Street, San Francisco, California 94124" as being once owned by CCUSA. Our internal investigation included a title search and review of certain related internal historical information. We determined that the Company did own the above-identified "Real Property" (hereinafter referred to as the "Property"). The Company acquired that Property through numerous transactions on January 17 and 18, 1938, and sold or divested the Property on June 30, 1998. Our investigation indicates that the Company did not utilize the Property until 1967, when its wholly-owned division CCUSA completed construction on an on-site non-alcoholic beverage syrup production facility (hereinafter referred to as the "Facility"). From 1938 until 1948, the Property sat idle when the United States Navy commandeered it through 1966 for use as barracks to house Navy personnel. After that, the above-referenced CCUSA Facility operated on the Property until 1996, when it was closed and eventually sold in 1998. See **Appendices B and C** for copies of available and relevant records.

40. If at any time during your or Coca-Cola USA's ownership you or Coca-Cola USA rented or leased the Property or any portion thereof to any individual(s) or entity/ies, provide the following: (a) the name of such lessee(s); (b) the period of occupancy of such lessee(s); and (c) a copy of the lease(s), rental agreement(s), and/or any other document(s) governing each leasehold relationship.

Response: We have no record of any rental or lease agreements of any kind during the Company or CCUSA's ownership or operations of the Property. Our records indicate that for a period of 18 years, commencing in 1948 and ending in 1966, the Property was commandeered by the United States Navy for use as barracks to house Navy personnel. Our records show no agreement between the Company and/or CCUSA and the Navy for this arrangement. Our records do show an Industrial Track Agreement, attached in separate CD as **Appendix D**, between the Company and the Southern Pacific Company. This agreement covers Southern Pacific Company's construction and use of railways on the Property. We

Abhik Dutta, Civil Investigator
U.S. EPA, Region 9
March 15, 2013
Page 7

have no information as to when or if the Southern Pacific Company ceased operations under that agreement.

41. Identify all individuals or entities that owned the Property or any portion thereof prior to or subsequent to any ownership by you and/or Coca-Cola USA, and provide the name, address and phone number of those individuals or entities.

Response: For parties who owned the Property, or portions thereof, prior to CCUSA's ownership, refer to **Appendix B**. These parties include:

Harry J. Oser and Zelda Oser, individuals
Ownership dates: unknown to 1938
Address and phone number unknown

John W. Bender and Flora C. Bender, individuals
Ownership dates: unknown to 1938
Address and phone number unknown

George L. Carleton and Veronica Carleton, individuals
Ownership dates: unknown to 1938
Address and phone number unknown

Alfred B. Swinerton and Jane Swinerton, individuals
Ownership dates: unknown to 1938
Address and phone number unknown

Forderer Cornice Works, a corporation
Ownership dates: unknown to 1938
Address and phone number unknown

Wells Fargo Bank & Union Trust Co., a corporation
Ownership dates: unknown to 1938
2 Grant Avenue
San Francisco, California 94108
(415) 396-2040

California Pacific Title & Trust Company, a corporation
Ownership dates: unknown to 1938
Address and phone number unknown

For parties who owned the Property subsequent to CCUSA's ownership, refer to **Appendix C**. These parties include:

Washington Sportswear, Inc., a corporation
Ownership dates: 1998 to unknown
Current address and phone number unknown

Peter Tong, an individual

Ownership dates: 1998 to unknown
Current address and phone number unknown

42. For the entire period that you and/or Coca-Cola USA owned and/or operated at the Property or any portion thereof, identify and explain all of your and/or Coca-Cola USA's business operations at the Property, including such information as the number of employees, the size of the Property, dates of operation, product(s) manufactured and a description of the daily activities. Include a historical perspective of all changes in operation over time. As part of your answer, identify the specific street address and/or APN of each location where you conducted operations, and include a historical perspective of all changes to street addresses over the course of your operations at or near the Property.

Response: The Facility located on the Property was a non-alcoholic beverage syrup manufacturing plant. CCUSA operated, and now CCR USA operates, a system of syrup manufacturing plants throughout the U.S. that produce and deliver to local bottling facilities the syrups used to make finished non-alcoholic beverage products for human consumption. The Facility typically produced beverage syrups in five gallon drums and one gallon steel cans, and would then deliver those containers to the bottling facilities. Those syrups were not hazardous in nature.

The substances handled, used, stored, and/or generated at or from the Facility were mostly food-grade materials and typically would not qualify as hazardous substances. If any hazardous substances were present or any hazardous wastes were generated on-site, the amount of the same typically would have been small in quantity. For example, wastewater generated at the Facility typically was not hazardous; and if for some reason it was, this probably would have been due to pH only which probably was neutralized prior to discharge. In addition, available information indicates that wastewater generated by the Facility was discharged to the local City of San Francisco sewer system and a publicly-owned treatment works, and not the Yosemite Creek Site. As noted in our response to Question 39 above, the Facility located on the Property was not constructed and operational until 1967, which is after 1963 when local City sewer collection and treatment infrastructure was implemented. We do not have any information indicating and to the best of our current knowledge that the Facility disposed of or released any hazardous substances or hazardous wastes at or in the Yosemite Creek Superfund Site.

Our records are limited on the physical history of the Facility. We can verify that from 1985 and until its closure in 1996, the Facility would have employed between 50 and 60 workers. The only documented changes to the Facility and its operations that we can verify are (a) construction of a wastewater treatment shed in 1980, which as noted above discharged to the local sewer system and publicly-owned treatment works, (b) construction of four corn syrup above-ground storage tanks sometime after 1977, (c) removal of insulation materials and ceiling panels in various years, (d) removal of three diesel underground storage tanks in 1993, which were closed per applicable legal rules as discussed more fully in our response to Question 45.b below, and (e) replacement of those underground storage tanks with a smaller diesel underground storage tank also in 1993.

Based on our records, we can verify that the street address where CCUSA conducted operations was 5800 3rd Street, San Francisco, California, San Francisco County, 94124. We

have no information indicating that this address changed during the course of CCUSA's ownership and/or operations. We can also verify that the APN for that address was 5431A-001.

43. Identify all operators at the Property before, during and after your and/or Coca-Cola USA's ownership of the Property or any portion thereof. Provide the dates each business operated and describe the types of operations that occurred at the Property. Provide copies of all environmental documents (e.g. Phase I and Phase II reports, groundwater monitoring reports, soil investigations, subsurface investigations, closure reports, compliance reports, sampling reports and copies of permits) and facility information in your possession regarding prior, concurrent, and subsequent operators at the Property.

Responses: For operators at the Property prior and subsequent to CCUSA's acquisition, please refer to our response to Question 41 above. For those operators prior to CCUSA's ownership, the timeframe is 70+ years ago and we would be speculating as to the nature of their operations. For those operators subsequent to CCUSA's ownership, the only party we can identify as having operations is Washington Sportswear, which we believe operated a clothing manufacturing facility. We have no specific environmental information or records on any of these parties.

For operators at the Property concurrent with CCUSA's ownership, our records indicate two such parties. For a period of 18 years, commencing in 1948 and ending in 1966, the Property was used as barracks by the United States Navy to house Navy personnel. We have no agreement between the Company and/or CCUSA and the Navy for this arrangement. Also, **Appendix D** indicates that the Southern Pacific Company operated a railway on the Property beginning in 1966. We have no indication in our records when or if those operations ended. We have no specific environmental information or records on any of these parties. See our response to Questions 45, 46, and 47 and their subparts below for information on and copies of available environmental-related reports relating to the Property and Facility, which are attached hereto in separate CD as **Appendices J, K, L, N, and O**.

44. If you or Coca-Cola USA acquired the Property, describe the environmental condition of all portions of the Property at the time of your or Coca-Cola USA's acquisition of the Property. As part of your response, describe any contamination and/or hazardous substances present at each identified portion of the Property at the time of its transfer, and any evidence suggesting the possible presence of contamination and/or hazardous substances; and provide copies of any and all documents related to the environmental condition of the Property at the time of transfer, including technical reports (with appendices) and laboratory reports.

Response: We have no specific information responsive to this question. We do not have any information indicating and to the best of our current knowledge: (i) the environmental condition of all portions of the Property at the time each was acquired by the Company; and/or (ii) the presence of any hazardous substances or other environmental contamination on the Property at the time of the Company's acquisition.

45. Provide a scaled map of the Property, which includes the locations of significant buildings and features. Indicate the locations of any maintenance shops, hazardous material or waste storage area(s), waste treatment area(s), sumps, pits, ponds, machine shops, degreasers,

liquid waste tanks, clarifiers, chemical storage tanks and fuel tanks. Provide a physical description of the Property.

Response: Attached hereto in a separate CD as **Appendices E, F, G, H, and I** are various maps of the Facility located on the Property. **Appendix E** was taken from the 1966 Industrial Track Agreement with the Southern Pacific Company when the Facility was still in its proposal stages. **Appendices F and G** were taken from two appraisals of the Facility and Property in 1986 and 1993, respectively. **Appendix H** shows maps taken from an Underground Storage Tank Removal in 1993. **Appendix I** was taken from a Phase I Environmental Site Assessment performed after the Facility had been closed. The facility was closed in 1996, so we are only able to provide these archived maps for consideration.

- a. Surface structures (e.g., buildings, tanks, containment and/or storage areas, etc.);

Response: Please see our main body response to Question 45 above.

- b. Subsurface structures (e.g., underground tanks, sumps, pits, clarifiers, etc.);

Response: **Appendices H and I** show that the Facility on the Property had an underground storage tank system at the most northern boundary of the Property. According to a 1993 Underground Storage System Closure Report, attached hereto in separate CD as **Appendix J**, this system underwent changes in 1993 when three 12,000 gallon underground storage tanks ("UST") were removed and replaced by one 10,000 gallon UST. **Appendix K** further documents the successful closure and completion of that UST removal as approved by the City and County of San Francisco. The main building also housed a wastewater collection system, which drained to a central collection area. From there, all wastewater was pumped to the wastewater treatment unit before being discharged into the city sewer.

- c. Groundwater and dry wells, including drilling logs, date(s) of construction or completion, details of construction, uses of the well(s), date(s) the well(s) was/ were abandoned, depth to groundwater, depth of well(s) and depth to and of screened interval(s);

Response: To the best of our knowledge, there were no groundwater or dry wells on the Property or at the Facility.

- d. Past and present stormwater drainage system and sanitary sewer system, including septic tank(s) and subsurface disposal field(s);

Response: Storm waters from the Property and/or the Facility would have discharged to the municipal storm drainage system as there were no major surface drainage channels on the Property.

- e. Any and all additions, demolitions or changes of any kind to physical structures on, under or about the Property to the Property itself (e.g., excavation work), and state the date(s) on which such changes occurred; and

Response: The only documented changes to the Property and Facility that we are aware of were (a) construction of a wastewater treatment shed in 1980, which as noted above discharged to the local sewer system and publicly-owned treatment works; (b) construction of four corn syrup above-ground storage tanks sometime after 1977; (c) removal of insulation materials and ceiling panels in various years; (d) removal of three diesel USTs in 1993, which required excavation of the tanks; and (e) replacement of those USTs with a smaller diesel UST also in 1993.

- f. The location of all waste storage or waste accumulation areas, waste disposal areas, dumps, leach fields, burn pits, and any other disposal locations.

Response: **Appendix I** indicates that to the west of the main building on the Property was a wastewater treatment shed. This is the most recent map of the Property in our possession, being taken from a Phase I Environmental Site Assessment, attached hereto in separate CD as **Appendix L**. Any hazardous wastes generated at the Facility typically would have been small in quantity and were transported and disposed of off-site by third parties like Safety Kleen and Compressor Services Company. Solid waste was also removed and disposed of off-site by a third party like Sunset Scavenger.

46. Have you and/or Coca-Cola USA ever used, manufactured, produced, or generated any hazardous substances, materials or waste in the operations of the Property? If you answer is anything other than an unqualified "no" for the entire period since you or Coca-Cola USA operated at or owned the Property or any portion thereof, provide a complete description of such use, manufacture, production or generation of all such substances, materials and wastes, including the following:

Response: Please see our responses to Questions 42 and 45.f. above.

In addition, several documents attached as **Appendices H, I, J and L** to this response indicate the presence of the following substances on the Property in relation to operation of the Facility or the closure of certain on-site UST's in 1993: diesel fuel; batteries; propane; lubricants including compressor oil, shop oil, machine grease and hydraulic oil; soaps; magnesium hydroxide; phosphoric acid; anhydrous ammonia; freon; cleaning solvents, and petroleum hydrocarbons and constituents thereof. We do not, however, have any information indicating that and to the best of our current knowledge, none of the above substances were disposed of or released at or in the Yosemite Creek Superfund Site.

- m. The trade or brand name, chemical composition, and quantity used for each chemical or hazardous substance, and the relevant Material Safety Data Sheet for each product, and its period of use;

Response: Please see our main body response to Question 46 above. We do not have additional information responsive to this question.

- n. A description of the process in which the chemical or hazardous substance is or was stored, used, manufactured, generated or produced (including any current or discontinued processes);

Response: Please see our main body response to Question 46 above. We do not have additional information responsive to this question.

- o. The location(s) where each chemical or hazardous substance is or was used, stored, and disposed of. In addition, identify the kinds of wastes (e.g., hazardous materials, spent solutions, tank bottoms, scrap metal, solvents, waste water), quantities and methods of disposal for each chemical or hazardous substance;

Response: Please see our main body response to Question 46 above. We do not have additional information responsive to this question.

- p. A description of the waste streams from any process in which any chemical or hazardous substance is or was used, manufactured, generated, or produced;

Response: Please see our main body response to Question 46 above. We do not have additional information responsive to this question.

- q. Copies of any permits for storage, treatment, or disposal of any waste stream from any process in which any chemical or hazardous substance is or was used, manufactured, generated, or produced; and

Response: **Appendix M** to this response is a copy of an Industrial Wastewater Discharge permit authorized for the Facility in 1992 by the City and County of San Francisco.

Appendix L further indicates the Facility held a permit as a large quantity hazardous waste generator, although the Facility did not commonly generate significant quantities of hazardous waste given its operations as a syrup manufacturing plant producing non-alcoholic beverage products for human consumption utilizing food-grade, non-hazardous substances. To the best of our knowledge, the large quantity generator status appears to be a one-time occurrence due to certain asbestos abatement or removal activity at the Facility. Please see p.24 of **Appendix L** for further explanation of the above.

- r. Copies of all manifests governing hazardous substances, materials or wastes generated by your and/or Coca-Cola USA's operations at the Property.

Response: We have no specific information responsive to this question. Please see our main body response to Question 46 above and also our response to Question 46.e. We do not have additional information responsive to this question.

- 47. Provide copies of all hazardous material business plans and chemical inventory forms (originals and updates) submitted to city, county, and/or state agencies.

Response: We have no specific information responsive to this question. The only environmentally-related business plans that we have records of are monthly reports submitted to the City of San Francisco for the construction and installation of pre-treatment facilities for controlling the pH of wastewater discharge in 1980, attached hereto in separate CD as **Appendix N**, and monthly reports in 1990 and 1991 in response to a Consent Order to neutralize the pH levels in the facility's wastewater, attached hereto in separate CD as **Appendix O**.

48. Provide copies of any and all documents evidencing your and/or Coca-Cola USA's environmental practices at the Property, including, but not limited to, documents setting forth waste management practices and procedures and referencing or summarizing spills, leaks and/or other releases of any hazardous substances, materials or waste from equipment, tanks, containment or storage areas or other areas of the Property. As part of your response, include any and all letters of enforcement from any regulatory agency concerning operations or events at the Property and inspection notes, citizen complaints, and formal notices of violation.

Response: Please see our responses to Questions 45, 46, and 47 and their subparts above.

49. Provide copies of all technical or analytical environmental information, including, but not limited to, any known releases of hazardous substances, materials or wastes to soil or water and any data and documents related to water sampling (ground and surface), soil sampling or soil gas sampling on or at the Property or any portion thereof.

Response: Please see our responses to Questions 45, 46, and 47 and their respective subparts. We do not have any information indicating that, and to the best of our current knowledge, any hazardous substances generated at, by or from the Property or the Facility were disposed of or released at or in the Yosemite Creek Superfund Site.

50. Provide copies of all information and documentation related to approval of any remediation or cleanup activities conducted during your and/or Coca-Cola USA's ownership or operations at the Property.

Response: **Appendix L** indicates that there was one minor spill of magnesium hydroxide from a storage tank near the wastewater treatment unit on the Property and at the Facility. The spill was contained and cleaned up with absorbents. We do not have any knowledge or information regarding any other on-site spills. In addition, please see our response to Question 45.b. discussion a UST removal in 1993 on the Property and at the Facility.

51. At the time you and/or Coca-Cola USA first took possession of the Property, and for each subsequent transfer that resulted in possession by The Coca-Cola Company and/or Coca-Cola USA, state whether you were aware of any contamination of the Property, and describe your and/or Coca-Cola USA's efforts at the time to determine if the Property had been contaminated or otherwise environmentally impaired. Provide all documentation evidencing your and/or Coca-Cola USA's efforts to determine whether the Property was contaminated or environmentally impaired at the time you and/or Coca-Cola USA first took possession of it (e.g., Phase I or other due diligence report). Describe the environmental condition of the Property at the time you and/or Coca-Cola USA first took possession of it. Specifically, describe any contamination and/or hazardous substances or any evidence suggesting the possible presence of contamination and/or hazardous substances that may have been present at the Property at the time you and/or Coca-Cola USA first took possession of it.

Response: Please see our responses to Questions 44, 45, 46, 47, and 50 and their respective subparts above. We do not have any information indicating that, and to the best of our

current knowledge, any hazardous substances generated at, by or from the Property or the Facility were disposed of or released at or in the Yosemite Creek Superfund Site.

52. Provide a list of employees who had knowledge of the use and disposal of hazardous substances at the Property during the entire time period that you and/or Coca-Cola USA were associated with the facility.

Response: Please see our response to Question 37 above. During our related internal investigation, we were not able to identify and/or locate any additional current or former employees with potential knowledge or information relating to the Property and/or Facility.

53. Identify all individuals who currently have, and those who have had, responsibility for procurement of your and/or Coca-Cola USA's materials at the Property. Also provide each individual's job title, duties, dates performing those duties, current position or the date of the individual's resignation, and the nature of the information possessed by each individual concerning your and/or Coca-Cola USA's procurement of materials.

Response: Please see our response to Question 37 above. During our related internal investigation, we were not able to identify and/or locate any additional current or former employees with potential knowledge or information relating to the Property and/or Facility.

54. Identify all individuals who currently have, and those who have had, responsibility for your and/or Coca-Cola USA's environmental matters (including responsibility for the disposal, treatment, storage, recycling, or sale of your and/or Coca-Cola USA's wastes). Provide the job title, duties, dates performing those duties, supervisors for those duties, current position or the date of the individual's resignation and the nature of the information possessed by such individuals concerning your and/or Coca-Cola USA's waste management.

Response: Please see our response to Question 37 above. During our related internal investigation, we were not able to identify and/or locate any additional current or former employees with potential knowledge or information relating to the Property and/or Facility.

